

Message Text

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PAGE 01 BRASIL 03501 061521Z

44

ACTION L-02

INFO OCT-01 ARA-06 ISO-00 SSO-00 SNM-02 SCA-01 JUSE-00

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O P 061455Z MAY 75

FM AMEMBASSY BRASILIA

TO DEA HQS WASHDC IMMEDIATE

SECSTATE WASHDC IMMEDIATE 9059

INFO AMEMBASSY CARACAS PRIORITY

LIMITED OFFICIAL USE BRASILIA 3501

E.O.11652

TAGS: SNAR, BR

SUBJECT: EXTRADITION - FRANCISCO ULISES SCOCOZZA-VALIENTE

DEA FOR CUSACK/BACI

1. SCOCOZZA-VALIENTE'S ATTORNEY HAS FILED ANOTHER PLEA OF HABEAS CORPUS WITH THE SUPREME COURT. THIS LATEST MANEUVER TO DELAY HIS CLIENT'S DEPARTURE IS BASED ON TWO POINTS: (1) BRAZILIAN LAW REQUIRES THE EXTRADITING STATE TO REMOVE A PRISONER WITHIN FORTY-FIVE DAYS OF OFFICIAL NOTIFICATION; AND (2) AN APPEAL TO REVIEW THE INTERPRETATION OF THE COURT DECISION.

2. LAWYER'S MOVE FOR LITERAL INTERPRETATION OF WHO IS TO REMOVE SCOCOZZA-VALIENTE PROMPTED FEDERAL POLICE TO WARN EMBASSY OF THESE NEW MOVES FOR DELAY AND REQUEST THAT TWO DEA AGENTS BY DISPATCHED ASAP TO EXCORT SCOCOZZA-VALIENTE TO THE U.S. TO AVOID ANY FURTHER DELAYS. FEDERAL POLICE HAVE ALREADY INFORMED MINISTRY OF JUSTICE THAT THEY HAD NOT PLANNED THAT THEIR AGENTS ACCOMPANY SCOCOZZA-VALIENTE TO THE U.S. SUPREME COURT AND POLICE INFORMED EMBASSY THAT THESE MOTIONS DO NOT HAVE SUSPENSE POWER AND THAT SCOCOZZA-VALIENTE WOULD BE HANDED OVER TO AGENTS UPON THEIR ARRIVAL.

3. REQUEST DEA ARRANGE FOR TWO AGENTS TO ARRIVE THIS WEEK WITH
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PROPER DOCUMENTATION TO TRANSPORT SCOCOZZA-VALIENTE TO N.Y.C.

CRIMMINS

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Message Attributes

Automatic Decaptioning: X
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Draft Date: 06 MAY 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: MorefiRH
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Margaret P. Grafeld
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